

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

School Education – Smt A. Rukmini, Manager (Retired) District Government Text Book Sales Office, Visakhapatnam filed O.A.No. 2027/2006 in the Hon'ble A.P.Administrative Tribunal – Implementation of Hon'ble A.P.Administrative Tribunal judgment in OA No.2027/2006 dated 21-10-2008 – Release of withheld gratuity amount of Rs.34,117/- along with interest to the legal heirs - Orders - Issued

EDUCATION (PE-PROG.II) DEPARTMENT

G.O.Rt.No. 434.

Dated. 2-8-2010.

Read the following:-

- 1) Proceedings of the Director, AP Govt. Text Book Press, Hyderabad Lr.Rc.No.7955/97-E1,dated 4-9-1997.
- 2) From the AG, A.P. Hyderabad Gratuity payment order No.21-G-017293, dated 3-7-2002.
- 3) Hon'ble APAT judgment in OA No.2027/2006 filed by Smt.A.Rukmini, Manager (Retired), District Govt. Text Book Sales Office, Visakhapatnam, dated 21-10-2008.
- 4) From the Director, AP Govt. Text Book Press, Hyderabad Lr.Rc.No.823/T1/2007, dated 6-11-2008 and 27-11-2008.
- 5) Govt. Memo.No.19456/C&TBP/2008-4, dated 3-1-2009.
- 6) Death Certificate of Smt. A.Rukmini issued by GHMC on dt. 25-4-2009.
- 7) Representation from Sri VSR Murthy, Hindustan Paper Corporation Ltd dated 12-11-2009 with CMP No. 5891/CMP/2009, dated 16-11-2009

ORDER:-

In the reference 1st read above, the Director, AP Text Book Press, A.P .Hyderabad issued orders permitting Smt. A.Rukmini, Manager District Govt. Text Book Sales Office, Visakhapatnam to retire from Governemnt service on the A.N. of 30-9-1997 on attaining the age of superannuation.

2. The Director, AP Government Text Book Press, Andhra Pradesh, Hyderabad has further reported that while forwarding pension papers of Smt. A.Rukmini, Retired Manager, District Government Text Book Sales Office, Visakhapatnam for release of pensionary benefits by the Accountant General, A.P. it was proposed to withhold an amount of Rs.34,117/- from her gratuity amount since net shortage value of National Text Books were found during her tenure as Manager of District Government Text Book Sales Office, Visakhapatnam vide reference 4th read above.

3. Smt. A.Rukmini, Manager (Retired), District Govt. Text Book Sales Office, Visakhapatnam filed an O.A.No.2027/2006 in the Hon'ble A.P. Administrative Tribunal for non-releasing the amount of Rs.34,117/- withheld from Gratuity sanctioned to her. The Hon'ble A.P., Administrative Tribunal, Hyderabad has delivered the judgment in O.A.No.2027 of 2006 on 21-10.2008 by directing the respondents to pay full gratuity amount due to the applicant without deducting any amount, particularly since the alleged shortfall is less than 0.05% of the total sales which took place during the

(PTO)

tenure of the applicant. The respondents are also directed to pay Rs.1,000/- towards costs to the applicant in view of lethargy exhibited on the part of the first respondent is not considering and passing orders on the proposals of the 2nd respondent. The interest at the usual rates shall be paid from the date of superannuation of the applicant till the date the amount of gratuity is paid”.

4. The Director, AP Text Book Press, A.P.Hyderabad has requested the Government to issue necessary orders in the matter in view of the orders of Hon'ble A.P. Administrative Tribunal.

5. Government after careful examination of the matter in consultation with Law and Finance Departments keeping in view the orders of Hon'ble A.P. Administrative Tribunal in its judgment in OA NO. 2027/2006 dated 21-10-2008 and also Smt. A.Rukmini, Manger (Retd) expired on 31-3-2009, it is decided to implement of the Hon'ble A.P. Administrative Tribunal orders in OA NO. 2027/2006 dated 21-10-2008 to release the withheld gratuity of an amount of Rs.34,117/- .

6. Accordingly, Government hereby direct the Director, A.P. Text Book Press, A.P. Hyderabad to release the withheld gratuity of an amount of Rs.34,117/- (Rupees Thirty four thousand one hundred and seventeen only) to the legal heir viz., Sri Yerramilli Ramabhadru H/o Late Smt. A.Rukmini-Ex-Manager, District Government Text Book Sales Office, Visakhapatnam along with the rate of interest at 4.5 % for the first year from the date of superannuation of the applicant and at the rate of 5% for remaining period i.e. till the end of the month preceding the month in which the amount of gratuity is paid” in accordance with the Cir.Memo.No.16077/135/A2/Pen.I/2004, Dt:20.02.2006 and also payment of Rs.1,000/- as a penalty.

7. The Director, A.P. Government Text Book Press, A.P, Hyderabad is requested to take necessary action accordingly.

8. This order issues with the concurrence of Finance (Pen.II) Department vide their U.O.No20454/206/A1/Pension-II/2010, dated 27-7-2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

CHANDANA KHAN
PRINCIPAL SECRETARY TO GOVERNMENT (PE)

To:

The Commissioner & Director of School Education, Hyderabad.

The Director, AP Govt. Text Book Press, A.P.Hyderabad.

The Accountant General, A.P., Hyderabad.

The Director of Treasuries and Accounts Officer, Hyderabad.

The Pay and Accounts Officer, Hyderabad.

Copy to Finance .(Pen.II) Department.

Copy to: Sri Yerramilli Ramabhadru

Erramilli Street, (Green land Bazar Street

Amalapuram, E.G.District 533201.

SC/SF.

:: FORWARDED :: BY ORDER ::

SECTION OFFICER